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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
v.)
JORGE MENDOZA ,)
)
Defendant.)

No. 10-CR-00822-DLJ

STIPULATION AND ~~PROPOSED~~
ORDER CHANGING STATUS HEARING
FROM NOVEMBER 29, 2012, AT 9:00
A.M TO DECEMBER 20, 2012 AT 9:00
A.M. AND EXCLUDING TIME FROM
NOVEMBER 29, 2012 TO DECEMBER
20, 2012

The defendant Jorge Mendoza, represented by Robert W. Lyons, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, currently have scheduled before this Court a status hearing on November 29, 2012, at 9:00 a.m. The parties request that the status hearing be rescheduled to December 20, 2012 at 9:00 a.m., and that a time exclusion order be issued that would exclude time under the Speedy Trial Act from November 29, 2012 to December 20, 2012, to permit the parties the reasonable time necessary

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US v. Mendoza., 10-CR-00822-DLJ
Stipulation and ~~Proposed~~ Order re Status Hearing

1 for effective preparation and continuity of counsel.

2
3 DATED: November 28, 2012

MELINDA HAAG
United States Attorney

4
5 _____/s/
6 Thomas A. Colthurst
Assistant United States Attorney

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8 _____/s/
9 Robert W. Lyons, Esq.
Counsel for Defendant JORGE MENDOZA

10 **ORDER**

11 Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY
12 ORDERED THAT the status hearing in this case be rescheduled from November 29, 2012, at
13 9:00 a.m. to December 20, 2012 at 9:00 a.m.

14 Based upon the representation of counsel and for good cause shown, the Court finds that
15 failing to exclude the time from November 29, 2012, through December 20, 2012, would
16 unreasonably deny the defendant continuity of counsel and would deny counsel the reasonable
17 time necessary for effective preparation, taking into account the exercise of due diligence. 18
18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding
19 the time from November 29, 2012, through December 20, 2012, from computation under the
20 Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.

21 Therefore, IT IS HEREBY FURTHER ORDERED that the time between November 29,
22 2012, and December 20, 2012, shall be excluded from computation under the Speedy Trial Act.
23 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

24 IT IS SO ORDERED.

25 DATED: FEB 15 2013

26 
27 THE HONORABLE D. LOWELL JENSEN
28 Senior United States District Judge